IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 28TH JUNE 2007 / 7TH ASHADHA 1929

Crl.MC.No. 2070 of 2007()

(CRIME NO. 71/2007 of PANOOR POLICE STATION)

PETITIONER: ACCUSED:

SALAHUDHEEN, S/O. AHAMMD,
MEETHALAPUTHUPALA VEETTIL, P.O. ELANGODE.

BY ADV. SRI.P.M.HABEEB

RESPONDENTS: RESPONDENT:

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1. SUB INSPECTOR OF POLICE,
PANOOR POLICE STATION, PANOOR.

2. STATE OF KERALA,
REPRESENTED BY PUBLI PROSECUTOR,
HIGH COURT OF KERALA.

BY ADV. SRI. GIKKU JACOB, PUBLIC PROSECUTOR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 28/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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Crl.M.C. No.2070 Of 2007

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Dated this the 28th day of June, 2007

ORDER

In an application for anticipatory bail, another bench of this Court did not issue any directions under Sec.438 Cr.P.C., but indulgently permitted the petitioner to surrender before the Investigating Officer and, directed the Investigating Officer to produce the accused on the same day before the learned Magistrate. Directions were issued to the Magistrate also to consider and and dispose of the application for bail preferably on the same date on which it was filed. That order was on 15.5.07 The petitioner was permitted to surrender before the Investigating Officer between 22.5.07 and 24.05.07. The petitioner did not so surrender. He came before this Court long later and made a request for further extension of time. Indulgently the petitioner was permitted to surrender before the Investigating Officer on 21.6.07 or earlier and seek regular bail. In spite of the indulgent extension of time, the petitioner did not appear before the Investigating Officer till 21.6.07. He has come before this Court with this petition on 27/6/07 for extension of time by a week.

2. I do not find any merit or grace in the present request. No satisfactory reasons are shown to explain why such further time is

needed by the petitioner. This petition is only to be dismissed.

3. I may however hasten to observe that the petitioner can on any day surrender before the Investigating Officer or the learned Magistrate. Application for bail, if any, filed must be considered and disposed of by the learned Magistrate on merits, in accordance with law and expeditiously. No further directions are necessary now. In the result this petition is dismissed with the above observations.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE